

OCT 31 2008

BEFORE THE DEPARTMENT OF INSURANCE  
STATE OF NEBRASKA

**FILED**

STATE OF NEBRASKA  
DEPARTMENT OF INSURANCE,

PETITIONER,

VS.

GROUP INSURANCE ADMINSTRATORS,  
INC,

RESPONDENT.

)  
) FINDINGS OF FACT, CONCLUSIONS  
) OF LAW, RECOMMENDED ORDER,  
) AND ORDER

) CAUSE NO. C-1729  
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This matter came on for hearing on the 22nd day of October, 2008, before Martin W. Swanson, a hearing officer duly appointed by the Director of the Nebraska Department of Insurance. The Nebraska Department of Insurance ("Department") was represented by its attorney, Joel Green. Group Insurance Administrators, Inc. ("Respondent") was not present and was not represented by an attorney. The proceedings were tape recorded by Sue Kuzelka, a licensed Notary Public. Evidence was received, testimony was adduced and the matter was taken under advisement. As a result of the hearing, the hearing officer makes the following Findings of Fact, Conclusions of Law, and Recommended Order.

FINDINGS OF FACT

1. Respondent is currently licensed as Third Party Administrator. Said license is currently under suspension due to a previous administrative action in C-1715. Respondent's business address is 700 E. Township Line Road, Havertown, PA 19083. E2.
2. The Department is the agency of the State of Nebraska charged with licensing Third Party Administrators.

3. On October 2, 2008, the Department of Insurance filed this action. As noted above, an order in C-1715 was issued on August 29, 2008. In C-1715, Respondent was ordered by the Director of Insurance to file within thirty days of the approval of said order the annual report which was due on March 1, 2008. Additionally, Respondent was ordered to pay the forfeiture due under Neb. Rev. Stat. §44-5814(4)(b)(i) also within thirty days of approval of the order by the director. Respondent failed to comply with the Order in C-1715. **E2, E3.**

4. Respondent was served notice of this action, however, the certified return receipt card has yet to be returned but it would appear that the notice sent, via the United States Postal Service's website, will be "unclaimed." **E1.**

#### DISCUSSION

In reviewing the evidence provided at the hearing, Respondent failed to adhere to the order issued by the Director of the Nebraska Department of Insurance. They have had multiple opportunities to perform the tasks as they are required to do under the law and they have failed to do so. A revocation of Respondent's license is in order.

#### CONCLUSIONS OF LAW

1. The Department has jurisdiction and control over the licensing of Respondent pursuant to Neb. Rev. Stat. §44-101.01 and §44-5801 et seq.
2. The Department has personal jurisdiction over Respondent.
3. Respondent has violated Neb. Rev. Stat. §§44-5814(4)(b)(i) and 44-5815(2)(a).

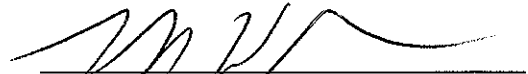
#### RECOMMENDED ORDER

Based on the Findings of Fact and Conclusions of Law, it is recommended that Group Insurance Administrators, Inc. Third Party Administrator's license be revoked. The Nebraska

Department of Insurance will continue to retain jurisdiction over this matter until Respondent has complied with all provisions of this order.

Dated this 23rd day of October, 2008.

STATE OF NEBRASKA  
DEPARTMENT OF INSURANCE



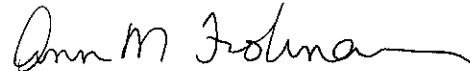
Martin W. Swanson  
Hearing Officer

CERTIFICATE OF ADOPTION

I have reviewed the foregoing Findings of Fact, Conclusions of Law, and Recommended Order and hereby certify that the Recommended Order is adopted as the official and final Order of this Department in the matter of State of Nebraska, Department of Insurance vs. Group Insurance Administrators, Inc., Cause No. C-1729.

Dated this 30<sup>th</sup> day of October, 2008.

STATE OF NEBRASKA  
DEPARTMENT OF INSURANCE



Ann M. Frohman  
Director of Insurance

# CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Findings of Fact, Conclusions of Law, Recommended Order, and Order was served upon the Respondent by mailing a copy to Respondent at 700 E. Township Line Road, Havertown, PA 19083, by certified mail, return receipt requested, on this 31<sup>st</sup> day of October, 2008.

Lacey A. Huber